#### IN THE UNITED STATES RECEIVING OFFICE

Applicant: Eric Mathews et al.

Serial No.: 10/509,713

: 10/509,/13 : October 1, 2004

Filed Title

: TEMPERATURE-CONTROLLED ACTUATOR

#### **MAIL STOP PCT**

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

### RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

Responsive to the Notification of Missing Requirements under 35 U.S.C. 371 mailed March 24, 2005, Applicant as a small entity submits herewith the following:

- Payment of the surcharge of \$65 for late filing of the basic filing fee and/or declaration.
- A Combined Declaration and Power of Attorney in compliance with 37 CFR §1.63;

It is understood that this perfects the application and no additional papers or filing fees are required. Please apply any other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date:	May	16,	2000	<u>)                                     </u>
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Faustino A. Lichauco Reg. No. 41,942

Fish & Richardson P.C. 225 Franklin Street Boston, MA 02110-2804 Telephone: (617) 542-5070

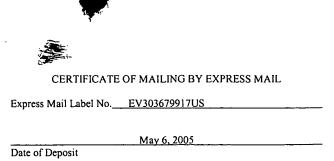
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## JNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Offices Address COMMISSIONER FOR PATENTS P.O. Dox 1450 Alexandria, Vinginia 22313-1450

U.S. APPLICATION NUMBER NO.		FIRST NAMED APPLICANT	ATTY	. DOCKET NO.	
10/509,713		Eric D Mathews	. 120	12090-004US1	
	•			INTERNATIONAL APPLICATION NO.	
·				PCT/US03/10140	
26161		A STATE OF THE PARTY OF THE PAR	I.A. FILING DATE	PRIORITY DATE	
FISH & RICHARDSON PC 225 FRANKLIN ST	POCKE 1279 Amin 10.30	Miss Rey	04/02/2003	04/04/2002	
BOSTON, MA 02110	Tantal	3-24-05 5-4-08 10-24-08	371 FORMALIT	015546778*	

# NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

Indication of Small Entity Status

Date Mailed: 03/24/2005

- Copy of the International Application filed on 10/01/2004
- Copy of the International Search Report filed on 10/01/2004
- Information Disclosure Statements filed on 10/01/2004
- U.S. Basic National Fees filed on 10/01/2004
- Priority Documents filed on 10/01/2004

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	ly Billing Secretar
Deadline:	10-24-05
Initials:	

The following items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$65 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

SUMMARY OF FEES DUE:

MAR 28 2005

Total additional fees required for this application is \$65 for a Small Entity:

FISH & RICHARDSON, P.C. **BOSTON OFFICE** 

\$65 Late oath or declaration Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.





The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice MUST be returned with the response.

SHAKEEL AHMED

Telephone: (703) 308-9140 EXT 208

## PART 1 - ATTORNEY/APPLICANT COPY

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U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.				
10/509,713	PCT/US03/10140	12090-004US1				

FORM PCT/DO/EO/905 (371 Formalities Notice)